



PATENT
Attorney Docket No. 14911US02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Patrick C. Lilley

Serial No.: 10/646,975

Filed: August 22, 2003

For: PREDICTIVE PACKAGE
GENERATOR EMPLOYING
PARTIAL PREDICTIVE MAPPING
TECHNIQUES FOR
GENERATING UPDATE
PACKAGES FOR MOBILE
HANDSETS

Examiner: unassigned

Group Art Unit: 2681

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: January 20, 2004.

K. E. Borg
Kevin E. Borg
Reg. No. 51,486

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

ENCLOSURES

Enclosed are the following:

- * A two-page, completed PTO form 1449.
- * Each of the 47 patented references is listed in the enclosed form 1449 and not previously provided to or by the PTO in this application. Copies of the four foreign references are enclosed herewith.

FEE DETERMINATION

- * No fee is believed to be due because:
 - * This statement and enclosures are being filed three months or less after the application was filed.
 - * The applicant(s) believe(s) that this statement and enclosures are being filed before the first Office action on the merits has been mailed by the PTO. The basis of this belief is that no Office action on the merits appears to have been received by the undersigned to date.

FEE PAYMENT

The following arrangements have been made to pay the fees calculated above:

- * No fee is believed to be due.

REMARKS

The Applicant neither agrees nor disagrees with the following notations that accompanied the references listed below in a prior art search performed by Augustine Associates, Ltd., 2981 Fox Tail Court, Woodbridge, VA 22192, dated April 22, 2003:

2003/0061384	“para (0015)”
2003/0037075	“para (0166)”
2003/0033599	“wireless software download, see (0039)”
2002/0157090	“update software, Claim 17”
2002/0152005	“wireless link upgrade”
2002/0131404	“can be used with games (0004)”
2002/0116261	“update software (0058)”
2001/0029178	“Claim 1, upgrade”
6,438,585	“mobile link”
6,279,153	“ROM update on wireless link abstract (170 page patent – front page and claims only provided here)”
6,198,946	“wireless upgrade”
6,163,274	“real-time update”
6,126,327	“flash update (265 page patent – front page and claims only provided here)”
5,790,974	“‘perceptual’ software agent that updates stored entries”
5,261,055	“wireless upgrade”
5,598,534	“PDA link system”
5,666,293	“loaded into non-volatile[sic] memory. Claims 2 and 3, game system”

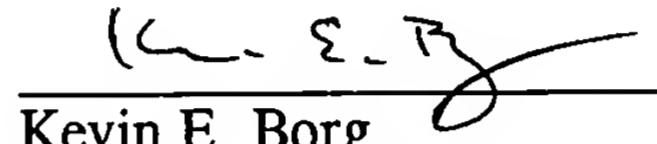
REQUEST FOR CONSIDERATION

This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above. The Examiner is requested to initial a copy of the enclosed PTO-1449 and return to the applicants to indicate consideration of the enclosed references.

The Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

Date: January 20, 2004

Respectfully submitted,



Kevin E. Borg
Reg. No. 51,486
Agent for applicant

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PATENT TRADEMARKS

FORM PTO 1449

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FORM PTO-1449	SERIAL NO. 10/646,975	CASE NO. 14911US02
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE August 22, 2003	GROUP ART UNIT 2681
(use several sheets if necessary)	APPLICANT(S): Lilley	

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	2002/0116261	08/22/2002	Moskowitz et al.	705/14	02/20/2001
	2002/0131404	09/19/2002	Mehta et al.	370/352	11/28/2001
	2002/0152005	10/17/2002	Bagnordi	700/234	04/12/2001
	2002/0156863	10/24/2002	Peng	709/217	04/23/2001
	2002/0157090	10/24/2002	Anton, Jr.	717/178	04/20/2001
	2003/0033599	02/13/2003	Rajaram et al.	717/173	08/10/2001
	2003/0037075	02/20/2003	Hannigan et al.	707/500	05/02/2002
	2003/0061384	08/27/2003	Nakatani	709/245	09/25/2001

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES NO
	8202626	08/09/1996	Japan		X(Abstract only)
	2,339,923	03/02/2000	Canada		
	2002-0034228	05/09/2000	Korea		
	2001-0100328	11/14/2001	Korea		

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.